S.B.Cr.Misc. Bail App. No. 4700/2007
(Smt. Parvati Devi Vs. State of Rajasthan)

Date of order : 20/09/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Chaitanya Gehlot for the petitioner.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned and challan papers.

It is contended by learned counsel for the petitioner that the deceased died because of strangulation and there is direct evidence of strangulating the deceased against Sukhram. So far as the petitioner is concerned, though the witnesses stated that she gave beating by kicks and fists but as per the postmortem report, it appears that the doctor has opined that no sign of external injury seen on the body.

Since the allegation of strangulation is against Sukhram and no specific injury alleged to have been assigned to the present petitioner, without commenting on the merit of the case which may prejudice the case of either party, looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Parvati Devi W/o Sukh Ram be released on bail in FIR No. 307/2007 P.S. Suratgarh, district Sri Ganganagar, provided she executes a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for her appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP